IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

OP.No. 34157 of 2000(N)

PETITIONERS:
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1. **N. SHAILAJA DEVI,**
   IIND GRADE OVERSEER,
   OFFICE OF THE ASSISTANT EXECUTIVE ENGINEER,
   COMMAND AREA DEVELOPMENT AUTHORITY,
   SECTION NO. 3, NEYYATTINKARA.

2. **M. DAISY, IIND GRADE OVERSEER,**
   COMMAND AREA DEVELOPMENT AUTHORITY,
   OFFICE OF THE ASSISTANT EXECUTIVE ENGINEER,
   SCTION NO.1, NEYYATTINKARA.

BY ADV. SRI.P.SANTHOSH KUMAR (PANAMPALLI NAGAR).

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY THE**
   CHIEF SECREARY, GOVERNMENT SECREARIAT,
   THIRUVANANTHAPURAM.

2. **THE COMMAND AREA DEVELOPMENT AUTHORITY,**
   THIRUVANANTHAPURAM, REPRESENTED BY
   ITS SECRETARY.

3. **THE CHIEF ENGINEER,**
   COMMAND AREA DEVELOPMENT AUTHORITY,
   THRISSUR.

4. **THE ASSISTANT EXECUTIVE ENGINEER,**
   COMMAND AREA DEVELOPMENT AUTHORITY,
   DIVISION NO. III, NEYYATTINKARA.

5. THE ADMINISTRATOR,
COMMAND AREA DEVELOPMENT AUTHORITY,
THRISSUR -20.

BY GOVERNMENT PLEADER SRI. P.N. SANTHOSH.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 08/10/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P. NO. 58357/2000 IN O.P. NO. 34157/2000-N

DISMISSED

08/10/2007. **SD/- THOTTATHIL B.RADHAKRISHNAN, JUDGE.**

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE ORDER NO. 255/82/CAD/DN. DTD. 15/05/82 OF THE EXECUTIVE ENGINEER, CAD DIVISION, TRICHUR.

EXT.P.2: COPY OF THE ORDER NO. E. 255/82/CAD DN. DTD. 06/10/82 OF THE EXECUTIVE ENGINEER, CAD DIVISION, TRICHUR.

EXT.P.3: COPY OF THE G.O. MS. 503/80/AD DTD. 31/12/80 OF THE AGRICULTURE (CADA) DEPARTMENT.

EXT.P.4: EXTRACT OF THE MINUTES OF THE 6TH MEETING OF THE CADA HELD ON 11/12/1989.

EXT.P.5: EXTRACT OF THE MINUTES OF THE 8TH MEETING OF CADA HELD ON 02/06/1990.

EXT.P.6: COPY OF THIS HON'BLE COURT'S JUDGMENT DTD. 07/01/1998 IN O.P. NO. 1576/1992-K.

EXT.P.7: COPY OF THE G.O. (RT). NO. 1439/2000/IRN. DTD. 20/11/2000 OF THE IRRIGATION (CAD) DEPARTMENT.

EXT.P.8: COPY OF THE INTERIM ORDER OF THIS HON'BLE COURT DTD. 20/11/2000 IN CMP. NO. 57144/2000 IN O.P. NO. 33447/2000-F.

EXT.P.9: COPY OF THE ORDER NO. 770/A1/88/CADA DTD. 28/11/2000 OF THE R.5.

RESPONDENT'S EXHIBITS: **NIL.**

//TRUE COPY//

P.A. TO JUDGE

prv.

Thottathil B. Radhakrishnan, J.

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O.P.No.34157 of 2000

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Dated this the 8th day of October, 2007.

JUDGMENT

Learned counsel for the petitioners submits that during the pendency of this writ petition, the petitioners, who are continuing on the basis of the interim order, have retired from service and nothing survives in this writ petition, except regarding the benefits that may be due to them. Hence, this writ petition is closed without prejudice to the right of the petitioners to agitate such questions as are referable to their continued discharge of duties and responsibilities in the service.

Thottathil B.Radhakrishnan,
Judge.

sl.

Thottathil B. Radhakrishnan, J.

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O.P.No.34157 of 2000

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JUDGMENT

Dated:8-10-2007